

Source of flooding and location of referenced elevation	◆ Elevation in feet (NAVD) modified	Communities affected
Osage River ..... Approximately 28,150 feet downstream of U.S. Highway 50 ..... Approximately 131,850 feet upstream of U.S. Highway 50 ..... Maps are available for inspection at the Osage County Courthouse, 106 East Main Street, Linn, Missouri.	..... ◆ 543 ◆ 557	FEMA Docket No. P7661, Osage County (Unincorporated Areas)

(Catalog of Federal Domestic Assistance No. 83.100, "Flood Insurance.")

Dated: May 16, 2005.

**David I. Maurstad,**

*Acting Director, Mitigation Division,  
Emergency Preparedness and Response  
Directorate.*

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**DEPARTMENT OF HOMELAND  
SECURITY**

**Federal Emergency Management  
Agency**

**44 CFR Part 67**

**Final Flood Elevation Determinations**

**AGENCY:** Federal Emergency Management Agency, Emergency Preparedness and Response Directorate, Department of Homeland Security.

**ACTION:** Final rule.

**SUMMARY:** Base (1% annual-chance) Flood Elevations and modified Base Flood Elevations (BFEs) are made final for the communities listed below. The BFEs and modified BFEs are the basis for the floodplain management measures that each community is required either to adopt or to show evidence of being already in effect in order to qualify or remain qualified for participation in the National Flood Insurance Program (NFIP).

**DATES:** The date of issuance of the Flood Insurance Rate Map (FIRM) showing BFEs and modified BFEs for each community. This date may be obtained by contacting the office where the FIRM is available for inspection as indicated in the table below.

**ADDRESSES:** The final base flood elevations for each community are available for inspection at the office of

the Chief Executive Officer of each community. The respective addresses are listed in the table below.

**FOR FURTHER INFORMATION CONTACT:**

Doug Bellomo, P.E., Hazard Identification Section, Emergency Preparedness and Response Directorate, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472, (202) 646-2903.

**SUPPLEMENTARY INFORMATION:** The Federal Emergency Management Agency makes the final determinations listed below for the BFEs and modified BFEs for each community listed. These modified elevations have been published in newspapers of local circulation and ninety (90) days have elapsed since that publication. The Mitigation Division Director of the Emergency Preparedness and Response Directorate has resolved any appeals resulting from this notification.

This final rule is issued in accordance with Section 110 of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4105, and 44 CFR part 67.

The Federal Emergency Management Agency has developed criteria for floodplain management in floodprone areas in accordance with 44 CFR part 60.

Interested lessees and owners of real property are encouraged to review the proof Flood Insurance Study and FIRM available at the address cited below for each community.

The BFEs and modified BFEs are made final in the communities listed below. Elevations at selected locations in each community are shown.

*National Environmental Policy Act.* This rule is categorically excluded from the requirements of 44 CFR part 10, Environmental Consideration. No environmental impact assessment has been prepared.

*Regulatory Flexibility Act.* The Mitigation Division Director of the Emergency Preparedness and Response Directorate certifies that this rule is exempt from the requirements of the Regulatory Flexibility Act because modified base flood elevations are required by the Flood Disaster Protection Act of 1973, 42 U.S.C. 4105, and are required to establish and maintain community eligibility in the NFIP. No regulatory flexibility analysis has been prepared.

*Regulatory Classification.* This final rule is not a significant regulatory action under the criteria of Section 3(f) of Executive Order 12866 of September 30, 1993, Regulatory Planning and Review, 58 FR 51735.

*Executive Order 12612, Federalism.* This rule involves no policies that have federalism implications under Executive Order 12612, Federalism, dated October 26, 1987. *Executive Order 12778, Civil Justice Reform.* This rule meets the applicable standards of Section 2(b)(2) of Executive Order 12778.

**List of Subjects in 44 CFR Part 67**

Administrative practice and procedure, Flood insurance, Reporting and record keeping requirements.

■ Accordingly, 44 CFR part 67 is amended to read as follows:

**PART 67—[AMENDED]**

■ 1. The authority citation for part 67 continues to read as follows:

**Authority:** 42 U.S.C. 4001 *et seq.*; Reorganization Plan No. 3 of 1978, 3 CFR, 1978 Comp., p. 329; E.O. 12127, 44 FR 19367, 3 CFR, 1979 Comp., p. 376.

**§ 67.11 [Amended]**

■ 2. The tables published under the authority of § 67.11 are amended as follows:

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. *Elevation in feet (NGVD) Modified
IN .....	Indianapolis (City Marion County (FEMA Docket No. P7663).	Berkshire Creek .....	At its confluence with Devon Creek ..... Approximately 150 feet upstream of Marrison Place..	*746 *780
		Buffalo Creek .....	Just upstream of West County Line Road .....	*707
		Devon Creek .....	At East Stop 11 Road ..... Approximately 740 feet downstream of Millersville Road.	*754 *733
		.....	Approximately 100 feet upstream of Laurel Falls Road.	*814
		Little Buck Creek .....	Approximately 300 feet downstream of South Tibbs Avenue. Approximately 75 feet upstream of the furthest upstream crossing of East Edgewood Avenue.	*669 *844
Maps are available for inspection at 2142 City-County Building, 200 East Washington Street, Indianapolis, Indiana.				
NE .....	Wakefield (City Dixon and Wayne Counties (FEMA Docket No. P7663).	Logan Creek Dredge .....	Approximately 1.4 miles downstream of State Highway 35. Approximately 0.6 miles upstream of County Road 859.	◆1,378 ◆1,389
		South Logan Creek .....	At confluence with Logan Creek Dredge ..... Approximately 1.2 miles upstream of the confluence with Logan Creek Dredge.	◆1,387 ◆1,390
		Ponding areas west of State Highway 35 and north of Abandoned Railroad (4).	Entire shoreline .....	◆1,382
		Ponding areas adjacent to State Highway 35 and north of Abandoned Railroad (4).	Entire shoreline .....	◆1,380
		Ponding area east of State Highway 35.	Entire shoreline .....	◆1,376
		Ponding area east of State Highway 35 and south of Abandoned Railroad.	Entire shoreline .....	◆1,378
Maps are available for inspection at 405 Main Street, Wakefield, Nebraska.				
WI .....	Manitowoc (City Manitowoc County (FEMA Docket No. P7663).	Manitowoc River .....	At South 10th Street ..... Approximately 2,550 feet downstream of Michigan Avenue.	*585 *604
Maps are available for inspection at Manitowoc City Hall, 900 Quay Street Manitowoc, Wisconsin.				

(Catalog of Federal Domestic Assistance No. 83.100, "Floor Insurance.")

Dated: May 16, 2005.

**David I. Maurstad,**  
Acting Director, Mitigation Division,  
Emergency Preparedness and Response  
Directorate.  
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**DEPARTMENT OF DEFENSE**

**48 CFR Parts 207, 208, 216, 217, and 237**

[DFARS Case 2002-D024]

**Defense Federal Acquisition Regulation Supplement; Approval of Service Contracts and Task and Delivery Orders**

**AGENCY:** Department of Defense (DoD).

**ACTION:** Interim rule with request for comments.

**SUMMARY:** DoD has issued an interim rule amending the Defense Federal Acquisition Regulation Supplement (DFARS) to implement Section 801(b) of the National Defense Authorization Act for Fiscal Year 2002 and Section 854 of the National Defense Authorization Act for Fiscal Year 2005. Section 801(b) requires DoD to establish and implement a management structure for the procurement of services. Section 854 requires DoD agencies to comply with certain review and approval requirements before using a non-DoD contract to procure supplies or services in amounts exceeding the simplified acquisition threshold.

**DATES:** *Effective date:* May 24, 2005.

*Comment date:* Comments on the interim rule should be submitted to the address shown below on or before July

25, 2005, to be considered in the formation of the final rule.

**ADDRESSES:** You may submit comments, identified by DFARS Case 2002-D024, using any of the following methods:

- Federal eRulemaking Portal: <http://www.regulations.gov>. Follow the instructions for submitting comments.
- Defense Acquisition Regulations Web Site: <http://emissary.acq.osd.mil/dar/dfars.nsf/pubcomm>. Follow the instructions for submitting comments.
- E-mail: [dfars@osd.mil](mailto:dfars@osd.mil). Include DFARS Case 2002-D024 in the subject line of the message.
- Fax: (703) 602-0350.
- Mail: Defense Acquisition Regulations Council, Attn: Ms. Robin Schulze, OUSD(AT&L)DPAP(DAR), IMD 3C132, 3062 Defense Pentagon, Washington, DC 20301-3062.
- Hand Delivery/Courier: Defense Acquisition Regulations Council, Crystal Square 4, Suite 200A, 241 18th Street, Arlington, VA 22202-3402.